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Image 1752  
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RESPONSE UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1752

PATENT  
3709-0101P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Kazunobu KATOH Conf.: 2787  
Appl. No.: 09/767,952 Group: 1752  
Filed: January 4, 2001 Examiner: CHEA, THORL  
For: HEAT DEVELOPABLE IMAGE-RECORDING  
MATERIAL AND METHOD FOR FORMING IMAGE BY  
HEAT DEVELOPMENT USING SAME

NOTICE OF APPEAL FROM THE  
PRIMARY EXAMINER TO THE BOARD OF APPEALS

MS AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

November 18, 2003

Sir:

01 FC:1401  
02 FC:1253

330.00 OP  
530.00 OP

Applicants hereby appeal to the Board of Appeals from the Office Action dated May 19, 2003 finally rejecting claims 1-15, 17 and 18.

☐ This document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.

The applicant(s) hereby petition(s) for an extension of one (1) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

☐ NO extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$0.00 is required for the full period of the above-requested extension of time.

☒ An extension of two (2) month(s) for responding to the Final Rejection was previously requested and paid for on October 20, 2003. Thus a fee of \$530.00 is required to obtain an

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additional one (1) month(s) for filing the Notice of Appeal.

☐ Applicant claims small entity status. See 37 C.F.R. § 1.27.  
The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

☒ Large entity - \$330.00

☐ Small Entity - \$165.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$860.00.

Payment of the above TOTAL FEE is being made in the following manner:


☒ Check(s) in the amount of \$860.00 is/are enclosed.

☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By   
Marc S. Weiner, #32,181

MSW/KJR/crt  
3709-0101P

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(Rev. 09/30/03)